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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

PTO/SB/21 (08-00)

FEB 08 2006

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/538,663
Filing Date	June 10, 2005
First Named Inventor	Harri REPO
Group Art Unit	TBA
Examiner Name	TBA
Attorney Docket Number	43289-219334

Total Number of Pages in This Submission

### ENCLOSURES (check all that apply)

☒ **Fee Transmittal Form**

☐ Fee Attached

☐ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☒ **Information Disclosure Statement**

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☒ **Assignment Papers**  
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ **Other Enclosure(s)**  
(please identify below):

**PTO-1449 (7 references)**

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Venable  
P.O. Box 34385  
Washington, D.C. 20043-9998

**\*26694\***

**26694**

PATENT & TRADEMARK OFFICE

Signature

Eric J. Franklin, Reg. No. 37,134

Date

February 8, 2006

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450b on this date: \_\_\_\_\_

Typed or printed name

Signature

Date

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ATTORNEYS AT LAW

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PTO/SB/17 (12-04v2)

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<b>Effective on 12/08/2004.</b> <b>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</b> <b>FEE TRANSMITTAL</b> <b>For FY 2006</b>		<b>Complete if Known</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/538,663
		Filing Date	June 10, 2005
		First Named Inventor	Harri REPO
		Examiner Name	TBA
		Art Unit	TBA
<b>TOTAL AMOUNT OF PAYMENT</b>		Attorney Docket No.	43289-219334
<b>(\$)</b>		<b>40.00</b>	

**METHOD OF PAYMENT** (check all that apply)

<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card	<input type="checkbox"/> Money Order	<input type="checkbox"/> None	<input type="checkbox"/> Other (please identify): _____
<input checked="" type="checkbox"/> Deposit Account	Deposit Account Number: <u>22-0261</u>		Deposit Account Name: <u>Venable LLP</u>	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)				
<input type="checkbox"/> Charge fee(s) indicated below		<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee		
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17		<input checked="" type="checkbox"/> Credit any overpayments		

**FEE CALCULATION** (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP	x	=				

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP	x	=	

HP = highest number of total claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/50	(round up to a whole number) x	=	

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge):

**Recording each patent assignment per property** **40.00****SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	37,134	Telephone	(202) 344-4000
Name (Print/Type)	Eric J. Franklin	Date	February 8, 2006		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete the form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re PATENT APPLICATION OF

Applicant:	Harri REPO	)	
Int'l Appl'n No.:	U.S. Nat'l Stage of PCT/FI2003/000943	)	
Int'l Filing Date:	December 10, 2003	)	<b>INFORMATION</b>
Appl'n No.:	10/538,663	)	<b>DISCLOSURE</b>
Appl'n Filing Date:	June 10, 2005	)	<b><u>STATEMENT</u></b>
For:	FOOD OIL PRODUCT AND THE USE OF THE SAME	)	26694 U.S. PATENT AND TRADEMARK OFFICE
Atty. Dkt.:	43289-219334	)	<u>February 8, 2006</u>

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a PTO-1449, and copies of references cited therein, listing references reported in the enclosed International Search Report. The relevance of the non-English references is provided by the search report. Also, an English translation of the abstract of SU 1738285 is provided.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits.

Date: 2/8/06

Respectfully submitted,

Eric J. Franklin, Registration No. 37,134  
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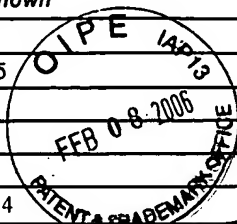
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PTO/SB/08A (08-00)

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Substitute for form 1449A/PTO  <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(use as many sheets as necessary)</p>				<b>Complete if Known</b>	
Application Number		10/538,663			
Filing Date		June 10, 2005			
First Named Inventor		Harri REPO			
Group Art Unit		TBA			
Examiner Name		TBA			
Attorney Docket Number		43289-219334			
Sheet	1	of	1		

U.S. PATENT DOCUMENTS						
Examiner Initials *	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	1	5,260,077	A	CARRICK et al.	11/09/1993	

FOREIGN PATENT DOCUMENTS							
Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
	2	EP	0326829	B2		08/02/1989	
	3	SU	1738285	A1		06/07/1992	

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	4	M. PODDA et al.; $\alpha$ -Lipoic Acid Supplementation Prevents Symptoms of Vitamin E Deficiency; Biochemical and Biophysical Research Communications; October 14, 1994; pages 98-104; Vol. 204, No. 1.	
	5	NEDYALKA V. YANISHLIEVA et al.; Stabilisation of Edible Oils with Natural Antioxidants; Eur J. Lipid Sci. Technol.; 2001; pages 752-767; Vol. 103.	
	6	HEIKE DRINDA et al.; Antioxidant Properties of Lipoic and Dihydroloipoic Acid in Vegetable Oils and Lard; Z Lebensm Unters Forsch A; 1999; pages 270-276; Vol. 208.	
	7	FLAVIA NAVARI-IZZO et al; Lipoic Acid: A Unique Antioxidant in the Detoxification of Activated Oxygen Species; Plant Physiol. Biochem.; 2002; pages 463-470; Vol. 40.	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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